

2120 - Served  
 2220 - Not Served  
 2320 - Served By Mail  
 2420 - Served By Publication  
 SUMMONS

2121 - Served  
 2221 - Not Served  
 2321 - Served By Mail  
 2421 - Served By Publication  
 ALIAS - SUMMONS

(2-81) CCG-1

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
 COUNTY DEPARTMENT, LAW DIVISION**

ANDRE LINEAR,

Plaintiff,

v.

JOSEPH CRIPPEN, Individually and as an  
 employee and/or actual or apparent agent of  
 TANIS TRUCKING COMPANY; TANIS  
 TRUCKING COMPANY, a Michigan  
 Corporation,

Defendants.

No. 17 L 9233

JURY DEMANDED

**PLEASE SERVE:**

Registered Agent: David W. Tanis

Tanis Trucking Company

2685 Port Sheldon St.

Jenison, MI 49428

**SUMMONS**

To each defendant:

YOU ARE SUMMONED and required to file an answer in this case, or otherwise file your appearance in the office of the clerk of this court (located in the Richard J. Daley Center, Room 801, Chicago, Illinois 60602), within 30 days after service of this summons, not counting the day of service. IF YOU FAIL TO DO SO, A JUDGMENT BY DEFAULT MAY BE TAKEN AGAINST YOU FOR THE RELIEF ASKED IN THE COMPLAINT, A COPY OF WHICH IS HERETO ATTACHED.

To the officer:

This summons must be returned by the officer or other person to whom it was given for service, with endorsement of service and fees, if any, immediately after service. If service cannot be made, this summons shall be returned so indorsed. This summons may not be served later than 30 days after its date.

WITNESS....., 2017 11/15/2017

Atty No. 30900

Name THE DERATANY FIRM

Attorneys for Plaintiff

Address 221 N LaSalle Street, Suite 2200

City Chicago, Illinois 60601

Telephone (312) 857-7285

Clerk of Court

Date of service....., 2017

(to be inserted by officer on copy  
left with defendant or other person)

DOROTHY BROWN, CLERK OF THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

ANDRE LINEAR,

Plaintiff,

v.

JOSEPH CRIPPEN, Individually and  
as an employee and/or actual or apparent  
agent of TANIS TRUCKING COMPANY;  
TANIS TRUCKING COMPANY, a  
Michigan Corporation,

Defendants.

NO.

JURY DEMAND

2017L009233  
CALENDAR/ROOM H  
TIME 00:00  
PI Motor Vehicle

COMPLAINT AT LAW

NOW COMES the Plaintiff, ANDRE LINEAR, by and through his attorneys, THE  
DERATANY FIRM, and complaining of the Defendants, JOSEPH CRIPPEN, individually and  
as an employee and/or actual or apparent agent of TANIS TRUCKING COMPANY, and TANIS  
TRUCKING COMPANY, a Michigan Corporation, states as follows:

COUNT I - NEGLIGENCE  
ANDRE LINEAR v. JOSEPH CRIPPEN

1. At all relevant times herein, the Plaintiff, ANDRE LINEAR, was a resident of Cook County, Illinois, residing in Schaumburg, Illinois 60194.
2. At all relevant times herein, the Defendant, JOSEPH CRIPPEN, was a resident of Ottawa County, Michigan, residing in Jenison, Michigan 49428.
3. At all relevant times herein the Defendant, TANIS TRUCKING COMPANY, a Michigan Corporation, was located at 2685 Port Sheldon Rd., Jenison, Michigan 49428.
4. On December 4, 2015, the Plaintiff, ANDRE LINEAR, operated and controlled a motor vehicle on Central Avenue near its intersection with Washington Boulevard, in Chicago, Illinois, County of Cook, traveling in a southbound direction, in the right lane.

5. At or near the aforementioned time and place, the Defendant, JOSEPH CRIPPEN, owned, operated, managed, maintained, and/or controlled a commercial motor vehicle, as a permissive driver, servant and/or agent and/or employee of TANIS TRUCKING COMPANY, proceeding in a southbound direction on Central Avenue, near its intersection with Washington Boulevard, in the left lane.
6. At the time and place alleged above, the Plaintiff, ANDRE LINEAR, was exercising due care and caution for his own safety and for the safety of other motorists on the roadway.
7. At the time and place alleged above, the motor vehicle operated and controlled by the Defendant, JOSEPH CRIPPEN, approached and sideswiped the driver's side of the vehicle operated by the Plaintiff, ANDRE LINEAR.
8. At all times relevant herein, it was the duty of the Defendant, JOSEPH CRIPPEN, to exercise reasonable care in operation and control of his commercial motor vehicle and to exercise reasonable care to avoid colliding with the Plaintiff and any other motor vehicles on the public roadway.
9. Notwithstanding that duty, on December 4, 2015, the Defendant, JOSEPH CRIPPEN, was negligent in one or more of the following respects in that he:
  - a. Failed to apply the brakes to avoid colliding with the Plaintiff;
  - b. Failed to stop or slow his motor vehicle so as to avoid a collision with the Plaintiff's motor vehicle;
  - c. Endangered the safety of any person or property, in violation of the provisions of 625 ILCS 5/1 1-601(a);
  - d. Failed to keep a safe and proper lookout; and
  - e. Failed to keep his vehicle under safe and proper control.
10. As a direct and proximate result of one or more or all of the foregoing negligent acts and/or omissions of the Defendant, JOSEPH CRIPPEN, the Plaintiff, ANDRE LINEAR, suffered injuries of a severe and permanent nature, and has experienced and will continue

to experience great pain and suffering. Moreover, as a result of the injuries sustained, ANDRE LINEAR has incurred and becomes liable for large sums of money in endeavoring to be cured of his injuries and will continue to incur and become liable for additional expenses in the future.

WHEREFORE, the Plaintiff, ANDRE LINEAR, demands judgment in his favor and against the Defendant, JOSPEH CRIPPEN, Individually and as an employee and/or actual or apparent agent of TANIS TRUCKING COMPANY, in an amount in excess of Fifty Thousand Dollars (\$50,000), together with the costs of this lawsuit.

**COUNT II - VICARIOUS LIABILITY - NEGLIGENCE**  
**ANDRE LINEAR v. TANIS TRUCKING COMPANY**

1-13. Plaintiff repeats, re-adopts and re-alleges Paragraphs 1 through 13 of Count I as

Paragraphs 1 through 13 of Count II as if specifically alleged herein.

14. On December 4, 2015, while driving the aforementioned vehicle in the southbound direction on Central Avenue at or near its intersection with Washington Boulevard, the Defendant, JOSPEH CRIPPEN, was a permissive driver, servant and/or agent and/or employee of the Defendant, TANIS TRUCKING COMPANY.

15. On December 4, 2015, the motor vehicle operated and controlled by the Defendant, TANIS TRUCKING COMPANY, by and through its permissive driver and/or agent or employee, JOSPEH CRIPPEN, struck the driver's side of the vehicle operated and controlled by the Plaintiff, ANDRE LINEAR.

16. At all times relevant herein, it was the duty of the Defendant, TANIS TRUCKING COMPANY, by and through its permissive driver and/or agent or employee, JOSEPH CRIPPEN, to exercise reasonable care in the operation and control of his motor vehicle,

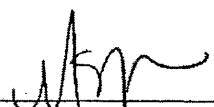
and to exercise reasonable care to avoid colliding with the Plaintiff and other motor vehicles on the public highway.

17. Notwithstanding that duty, on December 4, 2015, the Defendant, TANIS TRUCKING COMPANY, by and through its permissive driver, and/or employee or agent, JOSEPH CRIPPEN, was negligent in one or more of the following respects in that he:

- a. Failed to apply the brakes to avoid colliding with the Plaintiff;
- b. Failed to stop or slow his motor vehicle so as to avoid a collision with the Plaintiff's motor vehicle;
- c. Endangered the safety of any person or property, in violation of the provisions of 625 ILCS 5/11-601(a);
- d. Failed to keep a safe and proper lookout; and
- e. Failed to keep his vehicle under safe and proper control.

18. As a direct and proximate result of one or more or all of the foregoing negligent acts and/or omissions, of the Defendant, TANIS TRUCKING COMPANY, by and through its permissive driver, and or their agent and/or employee, JOSPEH CRIPPEN, the Plaintiff, ANDRE LINEAR, suffered injuries of a severe and permanent nature, and has experienced and will continue to experience great pain and suffering. Moreover, as a result of the injuries sustained, ANDRE LINEAR has incurred and becomes liable for large sums of money in endeavoring to be cured of his injuries and will continue to incur and become liable for additional expenses in the future.

WHEREFORE, the Plaintiff, ANDRE LINEAR, demands judgment in her favor and against the Defendant, TANIS TRUCKING COMPANY, by and through its permissive driver and/or their agent and/or employee, JOSPEH CRIPPEN, in an amount in excess of Fifty Thousand Dollars (\$50,000), together with the costs of this lawsuit.

  
MEGAN O'CONNOR

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

ANDRE LINEAR,

Plaintiff,

v.

JOSEPH CRIPPEN, Individually and  
as an employee and/or actual or apparent  
agent of TANIS TRUCKING COMPANY;  
TANIS TRUCKING COMPANY, a  
Michigan Corporation,

Defendants.

NO.

JURY DEMAND

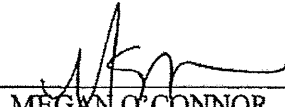
FILED  
2017 SEP 13 PM 1:52  
CIRCUIT COURT  
COOK COUNTY  
LAW DIVISION

AFFIDAVIT

NOW COMES your affiant, Megan O'Connor, being duly sworn under oath and deposes and states as follows:

1. I am one of the attorneys for the plaintiff in this cause.
2. The total amount of money sought exceeds Fifty Thousand Dollars.

Under penalties of perjury pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies as aforesaid that the statements contained in this instrument are true and correct except as to such statements made on information and belief and as to such statements the undersigned certifies as aforesaid that she verily believes the same to be true.

  
MEGAN O'CONNOR

THE DERATANY FIRM  
Attorneys for Plaintiff  
221 North LaSalle Street  
Suite 2200  
Chicago, IL 60601  
(312) 857-7285  
Attorney No. 30900

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS  
COUNTY DEPARTMENT, LAW DIVISION

ANDRE LINEAR,

Plaintiff,

v.

JOSEPH CRIPPEN, Individually and  
as an employee and/or actual or apparent  
agent of TANIS TRUCKING COMPANY;  
TANIS TRUCKING COMPANY, a  
Michigan Corporation,

Defendants.

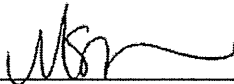
NO.

JURY DEMAND

2017L009233  
CALENDAR/ROOM H  
TIME 00:00  
PI Motor Vehicle  
Circuit Court of Cook County, Illinois  
Law Division  
SEP 13 PM 1:44  
PROTIVY RECORDING

JURY DEMAND

NOW COMES the Plaintiff, by and through his attorneys, THE DERATANY FIRM, and  
hereby demands a trial by jury.



MEGAN O'CONNOR

THE DERATANY FIRM  
Attorneys for Plaintiff  
221 North LaSalle Street  
Suite 2200  
Chicago, IL 60601  
(312) 857-7285  
Attorney No. 30900